



PATENT  
Docket No. 564462008100

**CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"**

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Rhea Amid

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the application of:

Martin KELLER

Serial No.: 10/626,477

Filing Date: July 23, 2003

For: HIGH THROUGHPUT OR  
CAPILLARY-BASED SCREENING  
FOR A BIOACTIVITY OR  
BIOMOLECULE

Examiner: Not Yet Assigned

Group Art Unit: 1645

**SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents are submitted herewith. The Examiner is requested to make these documents of record.

This Information Disclosure Statement is submitted:

- With the application; accordingly, no fee or separate requirements are required.
- Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97(e)(1) has been provided.
- Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. However, if applicable, a certification under 37 C.F.R. § 1.97(e)(1) has been provided.
- After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
  - A fee is required. A check in the amount of \_\_ is enclosed.
  - A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
  - A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly; no fee is believed to be due.
- After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
  - A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the amount of \_\_ is enclosed.
  - A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. §1.17(p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **564462008100**. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: October 15, 2004

Respectfully submitted,

By:   
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<p>Form PTO-1449</p> <p>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</p> <p>OCT 21 2004 (Use several sheets if necessary)</p> <p>PATENT &amp; TRADEMARK OFFICE</p>	Docket Number 564462008100		Application Number 10/626,477	
	Applicant		Martin KELLER	
	Filing Date July 23, 2003		Group Art Unit 1645	
	Mailing Date October 18, 2004			

U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate

FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO

OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref. No.	Title
	1.	Eilers et al., "Culturability and In Situ Abundance of Pelagic Bacteria from the North Sea," Applied and Environmental Microbiology 66(7):3044-3051 (2000)
	2.	Ferguson et al., "Response of Marine Bacterioplankton to Differential Filtration and Confinement," Applied and Environmental Microbiology 47(1):49-55 (1984)
	3.	Kaeberlein et al., "Isolating 'Uncultivable' Microorganisms in Pure Culture in a Simulated Natural Environment," Science 296:1127-1129 (2002)
	4.	Manome et al., "Application of gel microdroplet and flow cytometry techniques to selective enrichment of non-growing bacterial cells," FEMS Microbiology Letters 197:29-33 (2001)

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.